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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

11 LESTER LEE, M.D.,

12 Case No. C 06-06739 JW

13 Plaintiff,

14 **STIPULATION TO DISMISSAL**

15 v.

16 DIAGNA RADIOLOGY LLC, a Delaware
limited liability company, MONTE
ZARLINGO, M.D., and DOES 1 through 10,
inclusive,

17 Defendants.

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STIPULATION

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Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiff, LESTER LEE, M.D., and Defendants DIAGNA RADIOLOGY LLC, a Delaware limited liability company, MONTE ZARLINGO, M.D., by and through their respective counsel of record, hereby stipulate to dismissal of the above-captioned action with prejudice and in its entirety, each party to bear their own fees and costs.

IT IS SO STIPULATED:

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1 Dated: May 7, 2007

2 RICE & BRONITSKY,

3 By:

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5 Paul E. Rice
6 Attorneys for Plaintiff
7 LESTER LEE, M.D.

8 Dated: May 8, 2007

9 Squire, Sanders & Dempsey L.L.P.

10
11 By: 
12 Michael W. Kelly
13 Attorneys for Defendants
14 DIAGNA RADIOLOGY LLC and MONTE
15 ZARLINGO, M.D.

16 Good cause being shown, it is so ORDERED.

17 Dated: May 9, 2007

18 
19 James Ware
20 United States District Judge

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